

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LABORATORIOS MIRET, S.A. and
VEDEQSA, INC.,

Plaintiffs,

v.

A&B INGREDIENTS, INC.
24 Spielman Road
Fairfield, New Jersey 07004,

Defendant.

A&B INGREDIENTS, INC.,

Counterclaimant,

v.

LABORATORIOS MIRET, S.A.,
VENTA DE ESPECIALIDADES QUIMICAS,
S.A., VEDEQSA, INC. and PURAC AMERICA,
INC.,

Counterclaim-Defendants

Civil Action No. 08-4476

District Judge P. Kevin Castel

[Proposed] ORDER OF DISMISSAL

It having been reported to the Court that Defendant-Counterclaimant A&B Ingredients, Inc. ("A&B") and Counterclaim-Defendant Purac America, Inc. ("Purac") in the above-captioned action have reached an agreement in principle on fundamental terms for settlement of all claims between A&B and Purac, and that the request for an order of dismissal is not based upon a desire to adjourn or delay the proceedings herein;

IT IS on this 19th day of March, 2009,

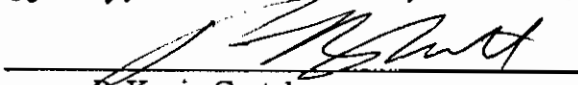
ORDERED THAT:

1. A&B's claims against Purac, which consist of the claims against Purac in Counts Seven, Eight and Nine of A&B's counterclaims, are hereby DISMISSED without costs and with

prejudice except that the counterclaims can be reopened upon application to this Court within 60

days if the settlement is not consummated. Each party shall bear its own costs.

The pending PKC motion to dismiss is denied WITHDRAWN without prejudice.


P. Kevin Castel

United States District Judge

3-19-09